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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 07-00362 JF
12 v. Plaintiff,) **STIPULATION TO CONTINUE
13) SENTENCING DATE; [PROPOSED]
14) ORDER**
15 JOAKELLE PORTER,)
16 Defendant.)

17 **STIPULATION**

18 Defendant and the government, through their respective counsel, hereby stipulate that,
19 subject to the court's approval, the sentencing hearing date in the above-captioned matter,
20 presently scheduled for Wednesday, November 28, 2007, at 9:00 a.m., be continued to
21 Wednesday, December 05, 2007, at 9:00 a.m. The continuance is requested because defense
22 counsel has become unavailable on November 28, 2007.

23 Dated: 11/14/07

24 _____ /s/ _____
25 NICHOLAS P. HUMY
26 Assistant Federal Public Defender

25 Dated: 11/15/07

26 _____ /s/ _____
TOM O'CONNELL
Assistant United States Attorney

STIPULATION TO CONTINUE HEARING;
[PROPOSED] ORDER
No. CR 07-00362 JF

ORDER

The parties have jointly requested a continuance of the sentencing hearing set for November 28, 2007 due to the unavailability of defense counsel.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date presently set for November 28, 2007 be continued to Wednesday, December 05, 2007 at 9:00a.m.

Dated:

JUDGE FOGEL
United States District Judge